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In re Application of  
PETER KENINGTON  
Serial No.: 09/743,003  
PCT No.: PCT/GB99/02110  
Int. Filing Date: 02 July 1999  
Priority Date: 02 July 1998  
Atty. Docket No.: 46309-251562  
For: A PREDISTORTER

COMMUNICATION

This application is before the PCT Legal Office for consideration of matters arising under 35 U.S.C. 371.

On 25 July 2003, applicant filed, *inter alia*, a notification of new mailing address.

On 06 November 2003, a Notification of Missing Requirements (FORM PCT/DO/EO/905) was erroneously mailed to the former address of the attorney of record. The Notification indicated that an oath or declaration, in compliance with 37 CFR 1.497(a) & (b), was required.

On 24 February 2004, a Notification of Abandonment (FORM PCT/DO/EO/909) was also erroneously mailed to the former address for the attorney of record.

On 16 June 2004, applicant filed a combined declaration and power of attorney, appointing a new attorney of record.

**DISCUSSION**

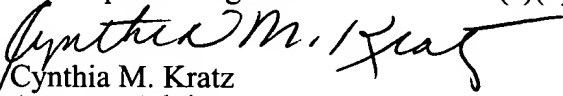
The Notification of Missing Requirements (FORM PCT/DO/EO/905) mailed 06 November 2003 and Notification of Abandonment (FORM PCT/DO/EO/909) mailed 24 February 2004 were erroneously mailed to an incorrect address and are hereby **VACATED**.

A review of the application file reveals that all of the 35 U.S.C. 371 requirements were met upon submission of the executed declaration on 16 June 2004.

**CONCLUSION**

The Notification of Missing Requirements (FORM PCT/DO/EO/905) mailed 06 November 2003 and Notification of Abandonment (FORM PCT/DO/EO/909) mailed 24 February 2004 are hereby **VACATED**.

This application is being forwarded to the United States Designated/Elected Office for further processing. The 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) date is **16 June 2004**.



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